

SEP 14 2016

CLERK, U.S. DISTRICT COURT

By

Deputy

Affidavit or Statement of Facts

By Jerry Clyde Schilling Sovereign Ben 22 April 1963

On or about the day of 7th July 2016 I am arrested and taken to the Tarrant County Jail. When I arrive at the jail and am booked in I am asked a series of questions some of them pertaining to my medical history and mental health.

I inform the lady that's asking the questions that I am a LMHA (Local Mental Health Association) patient and that I am diagnosed with "Schizoaffective Disorder" and "Bi Polar" and that I am on Medication for it but I don't have my medication with me. She asked me what were they giving you for it? I said Saraguill and Proparine. I then said that I'm not from this county and she said "that should not be a problem" "that it's not nothing to make a phone call and have your meds that your prescribed Faxed to us." I said ok. Well that was around 60 days ago, and I still have not received one dose of either of my medications.

I know that I've wrote at least 40 or 50 Sick Call Request or Request For Services (Medical) and have still not received my medications.

I have even been punished for writing a Sick Call Request and telling them LMHA or MHMR that I am going to report what they were doing to me to the Federal Authorities,

They came and got me from watching T.V. and took me and put me in a room that had urin and fecal matters smeared all over it and left me in there for hours. Then they brought my personal property and threw it in on the floor by the door. I had some laundry detergent in my property not very much so I used it to clean up as much urin and fecal matter as possible. A few hours later they came by with another mattress to replace

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the one that had the urin and fecal matter all over it. After I'd wiped the area down where the urin fecal matter mattress had been I put the mattress cover that had been on the urin fecal matter floor onto the worn mattress that they brought me and laid down on it because I was exhausted from trying to clean up all the urin and fecal matter that was smeared all over the entire room except for the ceiling - he couldn't reach that. No sooner than I fall asleep they come over the inter-com and tell me "your bed moved I think to myself (all of this wonton infliction of pain and suffering for just saying that I am going to report you'll - LMHA or MHMR to the Federal Authorities for purposely withholding my prescribed medication from me.

That woman named Deniese was really mad. She's the one that had me placed into the urin fecal matter smeared cell. She works for LMHA or MHMR as a Therapist. I think that's how it's spelled. Please excuse my spelling it's been quite sometime since I was in school.

Anyway when they moved me from the urin fecal matter cell they moved me into one that's like a "Ice Box" yeah. 'from one extreme to another.

I've been in lock up for 5 days now behind that woman using her job and position of power to take full advantage over someone who's not only Disabled but at a total disadvantage "incarcerated."

That's what's called Malum, Wrong; evil; wicked; reprehensible. Please think about this: When a person raises animals and one of the animals starts behaving differently from the rest of the others, you separate it. Right? ok. But you

3.

check on the one that you had to separate because it was behaving differently even more frequently to see if it ok or doing worse. Right? ok.

Well 4 days after I was put into the urine fecal matter cell and a whole lot of medical request to LMHA or MHMR, I was finally seen by a man named Gregg a Therapist for MHMR. I explained in explicit detail exactly what had taken place and I could tell that he was backing Denise's call. I pleaded with him to please remove me from lock up because I'd done nothing to deserve this type of punishment. He just passed the buck - so to speak and said that it wasn't his call. Right. 'Why did it take

See what even makes the situation even worse (I know your probably thinking - how could it possibly get any worse than being placed into a cell that has urine and fecal matter smeared all over it?)

Well please let me explain. As of 23 August 2016 I am representing myself in court Pro Se. I am my own attorney. So being in lock up I don't get to go to the Law Library, so I don't get the opportunity to prepare a adequate or proper defense. Yeah. 'I've got numerous Request For Services that I've sent addressed to the Law Library and what they write me back say's "Cannot attend at this time due to housing." I can hear the judge already "Well who's fault is that." Right. 'Come On. Rights Right and Wrong is Wrong and this is Wrong Period.'

The Doctor for MHMR came into 56-B- to 6 cell yesterday evening and spoke with him and he's gone today. Yeah. 'She wouldn't even come over to my cell and speak to me at all.

Lisken to this: The last time that I spoke with her do you know what she asked me? First of all let me ask you this question before I

4.

tell you what she asked me ok. Are you setting down? Because what she asked me might floor you. I nearly fell out.

She says "Is there any way that you can go and get your medication?" I said lady in case you haven't noticed I'm in a green jumpsuit that has Tarrant County Jail on it.

I then said - sure just tell them to let me out and I'll run go get it. Right. Come on. 'She's the Doctor for people with mental problems. Hello.!!' Is she taking her medication? This place is a "Mad House" For Real. That movie 'One Flew Over the Cuckoo's Nest' I'm 100% Serious. It's bad.' She said ok you can go. I couldn't believe it, what my uncle had told me before he passed on had really been a true fact 'that in your lifetime son there won't be enough sane people to take care of the insane people.' I never really thought about it until the Doctor told me that.

Whats being done to me goes way beyond: Maltreatment, or Medical malpractice. Its Malo animo: With an evil mind; with a bad purpose or wrongful intention; with malice. Malum: Wrong; evil; wicked; reprehensible.

It's very easy to see that what the woman named Deniese did to me was both of the words: Malo animo and Malum. Mr. Gregg joined in too.

What I find truly amazing about this is this fact: When I mentioned to Ms. Deniese and Mr. Gregg that Mr. Jeff had helped me their whole demeanor changed from nice to mean! I'm 100% Serious. It was like I'd said the worst thing in the world. For Real. They became angry! You could see it - they had a glare in their eyes - A mean look.

5.

Ms. Deneise and Mr. Gregg work for MHMR through The Tarrant County Jail.

I am asking that criminal charges be brought against them and whoever else has had a hand in on the wanton infliction of pain and suffering that they've knowingly and intentionally caused me.

I am asking that Civil charges be filed as well under The Standing To Sue Doctrine: See Guidry v. Roberts, La. App., 331 So.2d 44, 50.

The requirement of "standing" is satisfied if it can be said that the plaintiff has a legally protectible and tangible interest at stake in the litigation. I believe that my life is.

Also on the Civil Suit I believe that I've presented enough facts to qualify for the following: Medical malpractice:

(1) the existence of the physician's duty to the plaintiff, usually based upon the existence of the physician-patient relationship;

(2) the applicable standard of care and its violation;

(3) a compensable injury; and

(4) a causal connection between the violation of the standard of care and the harm complained of. "Maltreatment" Maltreatment. In reference to the treatment of a patient.

This term signifies improper or unskillful treatment; it may result either from ignorance, neglect, or willfulness.

They knew and know exactly what they are doing. Period!

*

I want them prosecuted to the fullest extent of The Law.

6.

Now I am asking that formal Criminal Charges be filed on them for breaking Federal Laws To Wit:

Amendment VIII [1791] nor cruel and unusual punishments inflicted.

If what they've done to me is not cruel or unusual punishments inflicted - what is? To go from watching T.V. - to being placed in a cell with urine and fecal matter smeared all over it. What is? Please tell me. I'd really like to know. For hours.

Amendment XIV [1868] No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

And good old Tarrant County joined in on it when they never asked me what had happened or did anything to intervene upon my behalf. They just took her word for it. I've never even had a major case since I was booked into The Tarrant County Jail on 7 July 2016 almost 60 days and the only time that I've been punished is when I said that I'm going to tell on the officer's or Staff for Misconduct - Look for yourself. I'm not lying - let the records reflect!

I am respectful, polite, courteous, kind and considerate of others. How is any of that bad or wrong. I don't even curs. I hope and pray that you can and will help me in my pursuit of Justice. Please.

Well it's another night that I don't get to come out of my cell for the one hour till? At 11:45 at night (every night?)

7. 56-B-22011

On 1 September 2016 at 08:14 the nurse came around passing out medication to the guard that was with the nurse. At 08:20 I asked for the guard's name that was with the nurse and they wanted to know why I informed them that it's for an Affidavit, and they said a Affidavit at what? and I said A Affidavit of Facts. They would not give me the guard's name. They said That a supervisor would be around later today to talk to me.

Let the record reflect that they are still covering up for each other. The log book won't lie or not tell who's working here on 56-B on 1 September 2016 1st shift.

I really don't understand just how this works maybe you can explain it to me. If a officer ask me my name and I don't or won't give it to him (They call that failure to ID) right? Yeah. But if I ask the officer's name and they won't give it to me - It's ok. Now where'd the Equal Protection Of The Law go on that one? Amendment XIV [1868] Hello. See the reason as to why I wanted the officer's name is because I observed him being prejudice towards me. To wit: He wouldn't even speak to me but when he went to the cells that had African Americans in them he really talked and joked with them? At: 0:8:40 Lt. Glover came and seen me about what was wrong. He just does that to appease me. Well it's not going to work again. This time he messed up - To wit when I informed him that the officer working wouldn't give me his name, he just said to look at the clock and write the time down. Wow. Instead of going into the control pocket and asking the officer's in there to just give their names if anyone ask for it, he wants me to write the date and time down. At 0:9:04 I asked over the inter-com if they would put me on the computer for Indigent they said they would. At 09:16 the officer that wouldn't give me his name came back into do a walk through.

Affidavit, Statement of Facts

8.

At 0: 8:28 on 1 September 2016 a officer (Sgt.) came over the speaker Upon ~~my arrival~~ and told Me that Lt. Glover had called and said that MAMR was the ones that had me placed on this floor. that there was nothing that they could do (only MAMR) could move me. I asked the Sgt if I may have a couple of grievances and a couple of request forms. He tells me that he's read all of my grievances and that 90% of them are complaints not grievances. What could he do for me? I asked him to contact MAMR. He said that they come up here on 2nd Shift.

* Here's another prime example of a blatant disregard of my Guaranteed Protected United States Constitution Amendment rights being Violated To Wit: Amendment I [1791] And to petition the Government for a redress of grievances.

Well what I get from that is this: Tarrant County Jail is the Government and I am asking for a grievance form so that I may petition them as to what's being done to me while I am under their care.

Now is that the way you see it, or how do you see it? By them denying to give me a grievance form they are knowingly and intentionally violating the following Amendment To Wit: Amendment XIV [1868] No or deny to any person within its jurisdiction the equal protection of the laws.

Well the last time I checked I am still a person and the Tarrant County Jail is still within the jurisdiction of the United States of America. Hello!

So why am I being denied equal protection of the laws. The laws that the Tarrant County officers swore to uphold and enforce. ??? Please tell me. Why?>

9.

At 0:11:46 on 1 September 2016 A MNMR Woman came into 56-B-23 cell and would not take the Request For Services to LMHA from me. I begged her to please take it and she ignored my plea for help. 'The camera won't lie.' I begged her - Please Please take this. She just kept on walking to leave. I even raised my voice so I was sure that she heard me. Their Malum!

God see's and knows what they are doing to me. One day they will have to answer for it too. Amen!

* By the way the Doctor lady who appears to be Asian is probably unaware of what's really being done to me. I don't think that she really knows where she's at. She more than likely just listens to what the other workers tell her and she does it.

Let me get something straight with you from now on so there won't be any doubt about my mental state as of now. ok. I am competent or of a sound mind. I guarded a U.S. Embassy overseas and they don't just let anybody do that. I am very observant aware of my surroundings and what's going on. My spelling might not be the best, but I try. And I might be a little crazy, but I am not stupid! I know for a Fact that God does see what they are doing to me and one day they will have to answer for it too!

I just keep praying that someone will have the courage and power to intervene on my behalf and stop them from subjecting me to their Wonton infliction of pain and suffering. Please Dear God Make Them Stop! Please!

At 16:29 on 1 September 2016 I gave both Medications (one to LMHA) the other to Medical to the guard who was with the nurse who was passing out medication and he handed them to the nurse. Yeah!

On 1 September 2016 No LMHA or MNMR worker ever came to see me!

Please Help Me Dear U.S. Clerk.

Please. I'm Begging Please.

10.

Praise God! ☺ Your Such A Awesome God! ☺

18:36, 1 September 2016 It was just revealed to me what Ms Denise and Mr. Gregg are doing to me: Tex. Penal Code § 37.10 (2016) Sec. 37.10. Tampering with Governmental Record.

(a) A person commits an offense if he:

(1) knowingly makes a false entry in, or false alteration of, a governmental record;

(2) makes, presents, or uses any record, document, or thing with knowledge of its falsity and with intent that it be taken as a genuine governmental record;

(3) intentionally destroys, conceals, removes, or otherwise impairs the verity, legibility, or availability of a governmental record;

(4) possesses.

(5) makes, presents, or uses a governmental record with knowledge of its falsity; or

(6) possesses.

(c) (1) Except as provided by Subdivisions (2), (3), and (4) and by Subsection (d), an offense under this section is a Class A misdemeanor unless the actor's intent is to defraud or harm another, in which event the offense is a state jail felony.

(B) a written report of a medical for the purpose of determining the connection or relevance of the evidence to a criminal action;

* (3) a felony of the ~~2nd~~ Second degree, notwithstanding Subdivisions (1) and (2), if the actor's intent in committing the offense was to defraud or harm another. And it was to harm me.

And it was by both of them!

I'm asking That Formal Criminal charges Be Filed on my behalf. Please!

"Urgent"

Dear United States Clerk,

30 August 2016

*

I am Jerry Clyde Schilling a Sovereign Being and being as such
I am invoking my Sovereign Right of Diplomatic Immunity Now!
I am being illegally detained against my Sovereign Will.
I am asking that you take what ever measures needed to have me
released by 2 U.S. Deputy Marshalls. Notice I said by 2 U.S.
Marshalls and not to the US Marshalls. I am asking that the 2
U.S. Marshalls come to where ever the County of Tarrant, State of
Texas has me held against my Sovereign Will at (the cell) and escort
me off of the property Immediately. Now.

*
*
*
*

The reason as to why I am asking that they come to exactly where
they have me confined at is because they've been knowingly and
intentionally inflicting pain and suffering upon me, and there is
no telling what they may try to do to me. They've already punished
me twice for saying that I'm going to report them to the Federal
Authorities for what they were doing to me.

What they are doing to me is called - Malum in se and it
needs to Stop Now.

Please file a copy of "Declaration of Being Sovereign"
For future reference if needed.

Please hurry because they are relentless in inflicting pain and
suffering upon me. Please. They are denying my access to Courts ^{I've got} _{put in my}
_{petition.}

I am Jerry Clyde Schilling a Sovereign Being
27 April 1963

Amor Vincit Omnia

Declaration of Being Sovereign

On 27th April 1963, I Jerry Clyde Schilling was born a Sovereign Being. I was forced against my will at my Sovereign Birth to become a (Entity) or what's commonly known as a (citizen of The United States of America)

* By forcing me at my Sovereign Birth to become a (Entity) or a citizen of The United States of America is not only a blatant disregard of my Sovereign Right but a direct violation of The Constitution of The United States of America.
To Wit: Amendment XIII [1865]

Section 1. Neither Slavery nor Involuntary Servitude, except as punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

Section 2. Congress shall have power to enforce this article by appropriate legislation.

* By forcing me at my Sovereign Birth to become a part of the National Deficit or Debt, that's Involuntary Servitude, and

* the last time I checked The State of Texas is still within The United States of America and still subject to their jurisdiction.

This being Declared; I am Jerry Clyde Schilling a Sovereign Being
I am invoking my Sovereign Right of Diplomatic Immunity
Now!

I am Demanding To Be Released Immediately!

Sovereign Being Jerry Clyde Schilling
27 April 1963
Written on the 18th August 2016

Verification of Unsworn Declaration

I, Jerry Clyde Schilling, Defendant pro se in this cause, state the following under penalty of perjury: I am a prisoner, # 0165895, currently incarcerated in the Tarrant County Jail in Tarrant County, Texas. I am duly qualified and authorized in all respects to make this declaration. I have read the foregoing Declaration of Being Sovereign and declare that I have personal knowledge of the facts contained therein and said facts are true and correct.

EXECUTED in Tarrant County, Texas, pursuant to Art. 132.001 et. seq., Texas C.P.R.C. and 28 USC §1746, on this 18th day of August, 2016.

Jerry Clyde Schilling
(Signature) Defendant pro se

Jerry Clyde Schilling
(Print Name)

CID # 0165895 DOB 4/27/1963

100 N Lamar Street
Address:

Fort Worth, Texas 76196

*Under both federal law (28 USC §1746) and state law (Art. 132.001, Texas C.P.R.C.), inmates incarcerated in Texas may use an unsworn declaration under penalty of perjury in place of a written declaration sworn before a notary public.

REQUEST FOR SERVICESCID # 0165895DOB 27 April 1963FROM: Jerry Clyde SchillingLOCATION 59-C-41

PRINT YOUR NAME

Floor/Tank/Pod/Cell

My FBI # 878270E44

TO: CIRCLE THE PERSON TO WHOM THIS REQUEST IS MADE

Borders 7122

T.D.C. DESK	UNIT CAPTAIN	WATCH COMMANDER
CHAPLAIN	<u>LAW LIBRARY</u>	FOOD
NOTARY	PROPERTY OFF.	COMMISSARY
BANK OFFICER	MAIL OFFICER	CLASSIFICATION
MEDICAL		DENTAL
COURT DATE	CHARGE(S)	BOND
CASE NUMBER	FINE	RELEASE DATE
OTHER <u>Read This</u>		

WRITE REQUEST HERE:

On 23 August 2016 The Honorable Judge David Hagerman allowed me to be Pro Se (To Represent Myself) in Court. I Am 100% My Own Attorney Now and definitely Need All the Time I can get in the Law Library Please. Before I had a attorney on record - Now I don't.

Please Mrs. Salter or Mrs. James allow me as much time as possible - Please. Thank Ya'll Very Much.

ACTION TAKEN:**CONTROL #**

cannot attend to housing Please hel,
Dear US Clerk me.

And Now Mr. Thomas Miller they stopped me

sending out mail. For Real! What's next. >>>

They want me to make one

Inigent to they can proceed

read it!

ANSWERED
 REC'D AUG 23 2016
 AUG 30 2016

OFFICER**DATE**

REQUEST FOR SERVICES

Case 4:16-cv-00856-Y Document 1 Filed 09/14/16 Page 15 of 18 PageID 15

CID # 0165895DATE 25 August 2016DOB 27 April 1963FROM: Jerry Clyde SchillingLOCATION 59-C-41 cell
Floor/Tank/Pod/Cell

PRINT YOUR NAME

My F.B.I. # 878270EAY

TO: CIRCLE THE PERSON TO WHOM THIS REQUEST IS MADE

L. Pruitt 69498 1850 8-25-16

T.D.C. DESK	UNIT CAPTAIN	WATCH COMMANDER
CHAPLAIN	<u>LAW LIBRARY</u> ✓	FOOD
NOTARY	PROPERTY OFF.	COMMISSARY
BANK OFFICER	MAIL OFFICER	CLASSIFICATION
MEDICAL		DENTAL
COURT DATE	CHARGE(S)	BOND
CASE NUMBER	FINE	RELEASE DATE
OTHER		

WRITE REQUEST HERE:

Mrs. Salter or Mrs. James, Ma'am I Need more Law Library time now that the Honorable Judge David Hagerman said that I am (Pro Se). Please.

Respectfully Submitted Jerry Clyde Schilling

Amor Vincit Omnia

ACTION TAKEN:**CONTROL #**

REC'D AUG 26 2016

OFFICER

DATE

REQUEST FOR SERVICES

Case # 16cv-00938 Document 1 Filed 09/14/16 Page 16 of 18 PageID 16

CID # 0165895DOB 27 Apr. 1 1963FROM: Jerry Clyde Schilling
PRINT YOUR NAMELOCATION 59-C-41 cell
Floor/Tank/Pod/Cell

TO: CIRCLE THE PERSON TO WHOM THIS REQUEST IS MADE

0000098 812566

T.D.C. DESK	UNIT CAPTAIN	WATCH COMMANDER
CHAPLAIN	<u>LAW LIBRARY</u> ✓	FOOD
NOTARY	PROPERTY OFF.	COMMISSARY
BANK OFFICER	MAIL OFFICER	CLASSIFICATION
MEDICAL		DENTAL
COURT DATE	CHARGE(S)	BOND
CASE NUMBER	FINE	RELEASE DATE
OTHER		

WRITE REQUEST HERE:

Mrs. Salter or Mrs. Jones, Ma'am may I please be allowed to use the Law Library as soon as possible and as many times as possible? I'm Pro Se Now and Need as much Time as Possible.

Thank You

Jerry Clyde SchillingAmor Vincit Omnia

ACTION TAKEN:

CONTROL #

REC'D AUG 26 2016

OFFICER

DATE

REQUEST FOR SERVICES

DATE 19 August 2016 Case 4:16-cv-00856 Document 1 Filed 09/14/16 Page 17 of 18 PageID 17

CID # 0165895 DOB 27 April 1963
 FROM: Jerry Clyde Schilling LOCATION 61-D-01
 PRINT YOUR NAME Floor/Tank/Pod/Cell

TO: CIRCLE THE PERSON TO WHOM THIS REQUEST IS MADE

T.D.C. DESK	UNIT CAPTAIN	WATCH COMMANDER
CHAPLAIN	<u>LAW LIBRARY</u>	FOOD
NOTARY	PROPERTY OFF.	COMMISSARY
BANK OFFICER	MAIL OFFICER	CLASSIFICATION
MEDICAL		DENTAL
COURT DATE	CHARGE(S)	BOND
CASE NUMBER	FINE	RELEASE DATE
OTHER		

WRITE REQUEST HERE:

* Mrs. Salter or Mrs. James, May I Please Be Allowed To
 * Use The Law Library As Soon As Possible? I'm Pro Se
 * And Have Court On Tuesday 23rd August 2016.
 * I Need As Much Time As Possible In Order To Prepare For
 * Trial Ma'am.

Thank You Very Much.
 Respectfully Submitted
 FBI # 878270 EAY

Jerry Clyde Schilling

ACTION TAKEN: CONTROL #

Cannot attend due to housing
I'm begging please!
Please help me
US Clerk

ANSWERED

SEP 01 2016

OFFICER

DATE

LEGAL MAIL

Terry Clyde Schilling, FBI #878170EAT
200 N. Lamar Street
Fort Worth, Texas 76102
9/14/16



Federal Courthouse
501 West 10th Street
Fort Worth, Texas 76102



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